



Docket No. 213202.00486
Date: April 27, 2006

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: MATT SMITH, ET AL.

Application No.: 10/689,069

For: FOAM ELEMENT HAVING MOLDED GAS PASSAGEWAYS
AND PROCESS FOR PRODUCTION THEREOF

Filed: October 21, 2003

Group Art Unit: 1772

MAIL STOP AF

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated October 27, 2005 of the Primary Examiner finally rejecting Claims 1-20 and 45-87.

The items checked below are appropriate.

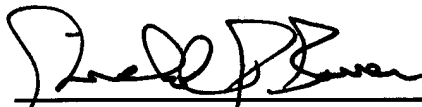
1. ☒ A Petition for a three month extension of time to respond to the final rejection, together with the \$ 1,020.00 extension fee under 37 C.F.R. § 1.17, is being filed concurrently herewith.
2. ☐ A Petition for a two-month extension of time to respond to the final rejection, together with the _____ extension fee under 37 C.F.R. § 1.17, was filed on _____.
3. ☐ A Petition for a one-month extension of time to take further action, together with the \$ _____ extension fee under 37 C.F.R. § 1.17, was filed on _____.

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4. ☒ Notice of Appeal Fee
- ☒ Fee \$500.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
- ☐ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☒ Charge to Deposit Account No. 50-1710. (One additional copy of this Notice is enclosed herewith)
5. ☒ The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 50-1710. A duplicate copy of this paper is enclosed.
6. ☒ Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants
Richard P. Bauer
Registration No. 31,588

PATENT ADMINISTRATOR
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